

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

LASSANA MAGASSA,

Plaintiff,

V.

**CHAD F. WOLF, in his Official Capacity as
Acting Secretary of the Department of
Homeland Security, et al.,**

Defendants.

CASE NO. 2:19-cv-02036-RSM

**STIPULATED MOTION TO EXTEND
DEFENDANTS' DEADLINE BY
WHICH TO FILE A REPLY IN
SUPPORT OF THEIR RENEWED
MOTION TO DISMISS**

**Noted for Consideration:
December 28, 2020**

COMES NOW Defendants Chad F. Wolf, David Pekoske, Mark Morgan, William Barr, Christopher Wray, and Charles Kable, all in their official capacities (“Defendants”), through their counsel Antonia Konkoly, Trial Attorney, U.S. Department of Justice, and Plaintiff Lassana Magassa, through his counsel Christina Jump, in this stipulated motion to extend Defendants’ deadline to file a Reply memorandum in further support of their renewed Motion to Dismiss, Dkt. No. 40, through and including January 11, 2021.

The grounds for this motion are as follows:

1. On September 24, 2020, following the Court's order granting in part and denying

**STIPULATED MOTION TO EXTEND
DEFENDANTS' REPLY DEADLINE - 4**

U.S Department of Justice
1100 L Street NW
Washington, DC 20005
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1 in part Defendants' first Motion to Dismiss, *see* Dkt. No. 36, the Court entered an order setting a
 2 schedule for further proceedings in this matter. Dkt. No. 38. Pursuant to this schedule, Plaintiff
 3 filed an Amended Complaint on October 16, 2020, Dkt. No. 39, and Defendants filed a renewed
 4 Motion to Dismiss on November 16, 2020, Dkt. No. 40.
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6 2. Per the Court's September 24, 2020 scheduling order, Plaintiff's Opposition to
 7 Defendants' renewed motion was originally due on December 7, 2020; however, on November
 8 24, 2020 Plaintiff requested, and on November 25, 2020 the Court granted, an extension of this
 9 deadline to December 29, 2020. Dkt. Nos. 41, 42. Plaintiff will, thus, file his Opposition by
 10 tomorrow.
 11

12 3. Defendants joined Plaintiff's extension motion on the condition that their Reply
 13 deadline be concomitantly extended to January 11, 2021. However, while the extension motion
 14 noted this agreement, Dkt. No. 41 ¶ 2, the corresponding proposed order—which the Court
 15 subsequently entered—did not include this relief.
 16

17 4. Accordingly, the parties now move the Court to extend Defendants' deadline to
 18 file their Reply memorandum in further support of their renewed Motion to Dismiss, through and
 19 including January 11, 2021.
 20

21 5. The parties respectfully submit that the stipulated relief is supported by good
 22 cause and in the interest of judicial economy, in that it will not prolong the resolution of this
 23 matter, but will afford Defendants adequate time in which to prepare a fulsome Reply.
 24 Additionally, as explained above, although this date was inadvertently omitted from the proposed
 25 order attached to the parties' last stipulated motion, the extension is necessitated by the extension
 26 of Plaintiff's Opposition deadline, and was included as part of the parties' negotiated agreement
 27 of Plaintiff's Opposition deadline, and was included as part of the parties' negotiated agreement
 28

1 for a reasonable schedule for the briefing of Defendants' renewed motion.
2
3
4

DATED this 28th day of December, 2020.

5 Respectfully submitted,
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7

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8 Acting Assistant Attorney General
9
10

TONY COPPOLINO
11 Deputy Branch Director
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BRIGHAM J. BOWEN
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15 /s/ Antonia Konkoly
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28 *Defendants*

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ORDER

Pursuant to the parties' motion, and the parties having stipulated and agreed, and the Court finding good cause, it is hereby **ORDERED** that Defendants shall file their Reply memorandum in further support of their renewed Motion to Dismiss, Dkt. No. 40, on or before January 11, 2021.

Dated this 29th day of December, 2020.

Ricardo S. Martinez
RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE